

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

PDP HEALTH MANAGEMENT, INC.,

Plaintiff,

v.

MOLINA HEALTHCARE, INC;  
MOLINA HEALTH CARE OF PUERTO RICO,  
INC. and POLICLINICAS MEDICAS  
ASOCIADAS, INC.,

Defendants.

CIVIL NO. 18-1121-PAD-MEL

RE:

UNREASONABLE RESTRAIN OF TRADE OR  
COMMERCE; INJUNCTION; DECLARATORY  
JUDGEMENT; SPECIFIC PERFORMANCE AND  
DAMAGES; TORTIOUS INTERFERENCE;  
TEMPORARY RESTRAINING ORDER;  
PRELIMINARY AND PERMANENT INJUNCTION  
ORDER AND DAMAGES

**MOTION REQUESTING VOLUNTARY DISMISSAL  
PURSUANT TO DOCKETS NO. 63 AND 64**

**TO THE HONORABLE COURT:**

COMES NOW plaintiff PDP Health Management, Inc. ("PDP"), through the undersigned counsels, and respectfully states, alleges, and prays as follows:

1. On April 23, 2018, Honorable Magistrate Judge Marcos E. López issued a report and recommendation where it was recommended that pursuant to Fed. R. Civ. P. 12(b)(6) Dockets No. 30 and 33 be GRANTED dismissing Plaintiff's Sherman Act Claim with prejudice and not exercise supplemental jurisdiction over the Commonwealth claims, therefore, dismissing said claims WITHOUT PREJUDICE. See, Docket No. 63.

2. Even though the parties have fourteen (14) days to file any objections to the report and recommendation issued by the Honorable Magistrate Judge, PDP waives said right and requests that this Honorable Court dismisses the present claim pursuant to the report and recommendations issued on Dockets No. 63 and 64.

**WHEREFORE**, PDP respectfully requests that this Honorable Court take notice of the foregoing and dismiss the present claim pursuant to the reports and recommendations at Dockets No. 63 and 64.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this same date this motion was filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all attorneys who have filed appearances in this case.

Dated: April 25, 2018  
San Juan, Puerto Rico

**RESPECTFULLY SUBMITTED,**

/s/José F. Escobar Machín  
José F. Escobar Machín  
USDC-PR Bar No. 230509  
Box 193 El Valle  
Caguas, P.R. 00727  
Telephone (787) 308-7705  
lcdojescobar@gmail.com

S/ GERARDO GONZALEZ ROMAN  
USDC-PR 209314  
P.O. Box 1421  
Boquerón, Puerto Rico 00622  
(787)643-3730  
Email: jerrygon6004@yahoo.com